



VIRGINIA FREEDOM OF INFORMATION ADVISORY COUNCIL
COMMONWEALTH OF VIRGINIA

Delegate Salvatore R. Iaquinto, Vice Chair
Senator Richard H. Stuart

Maria J.K. Everett, Esq., Executive Director
Alan Gernhardt, Esq., Staff Attorney
foiacouncil@dls.virginia.gov

General Assembly Building ~ 910 Capitol Street, Second Floor ~ Richmond, Virginia 23219
804-225-3056 ~ (Toll Free) 1-866-448-4100 ~ (Fax) 804-371-0169 ~ <http://foiacouncil.virginia.gov>

July 2, 2012



***VIRGINIA FREEDOM OF INFORMATION
ADVISORY COUNCIL***

**Monday, July 2, 2012 - 1:30 p.m.
House Room C, General Assembly Building**

**SUGGESTED AGENDA
ANNOTATED**

- 1. Call to Order, and Introduction of members.**
- 2. Election of Chair and Vice-Chair.**
- 3. Subcommittee Reports:**
 - Electronic Meetings Subcommittee
 - Criminal Investigative Records Subcommittee
 - Parole Board Subcommittee
- 4. Other Business.**
- 6. Public Comment.**
- 7. Reminder of future meetings:**
 - Wednesday, September 5, 2012 at 1:30 p.m. in House Room D of the General Assembly Building

- Monday, December 17, 2012 at 1:30 p.m. in House Room C of the General Assembly Building

8. Adjournment.

Council Members

Delegate Sal Iaquinto, Vice Chair
Sandra G. Treadway
Forrest M. "Frosty" Landon
John G. Selph
James Schliessmann
Kathleen Dooley

Senator Richard H. Stuart
Craig T. Fifer
George T. Whitehurst
Ed Jones
Robert L. Tavenner
Stephanie Hamlett

Staff

Maria J.K. Everett, Executive Director
Alan Gernhardt, Staff Attorney

The FOIA Council's web site is: <http://dls.state.va.us/foiacouncil.htm>. To assist us in providing Internet dissemination of materials, presenters are requested to submit written comments and handouts in electronic format by (i) e-mail to staff prior to meetings or (ii) diskette furnished to staff at meetings. Presenters are also requested to bring 20 copies of their remarks or handouts to meetings. These copies will be provided to FOIA Council members and the public.
E-mail: foiacouncil@dls.virginia.gov.

APPENDIX A

BILLS REFERRED TO COUNCIL FOR STUDY BY 2012 SESSION OF GENERAL ASSEMBLY

1. **Virginia Parole Board; exceptions to the Freedom of Information Act.** Requires guidance documents of the Board to be available as public records under the Freedom of Information Act. The bill has a delayed effective date to give the Freedom of Information Advisory Council an opportunity to review the legislation and report on its implementation.

2. **Freedom of Information Act; electronic communication meetings.** Revises the rules for which meetings of state public bodies may be conducted by audio or video means. The bill provides that (i) at least one member of the public body must be physically assembled at the principal meeting location, (ii) the quorum of the public body is determined by members participating in person or by electronic means in the meeting, (iii) a member of the public shall pay for the documented marginal cost that a public body may incur in expanding public participation to the meeting, and (iv) the number of meetings a public body may conduct through electronic communications means is limited to 50 percent of its regular meetings in any calendar year. The bill contains technical amendments.

3. **Freedom of Information Act; electronic communication meetings by local and regional public bodies.** Expands the authority for the conduct of electronic communication meetings to all public bodies. Currently, local public bodies are prohibited from conducting public meetings in this manner, except when the Governor declares a state of emergency. The bill contains technical amendments.